



# CITY OF FULSHEAR

*"FIND YOUR FUTURE IN FULSHEAR"*

30603 FM 1093 WEST/ PO Box 279 ~ FULSHEAR, TEXAS 77441

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[WWW.FULSHEARTEXAS.GOV](http://WWW.FULSHEARTEXAS.GOV)

## CITY COUNCIL:

MAYOR: Aaron Groff

COUNCIL MEMBER: Kevin White

COUNCIL MEMBER: Joel Patterson

MAYOR PRO-TEM: Kaye Kahlich

COUNCIL MEMBER: Debra Cates

COUNCIL MEMBER: John Kelly

COUNCIL MEMBER: Kent Pool

COUNCIL MEMBER: Lisa Martin

## STAFF:

CITY MANAGER: Jack Harper

CITY SECRETARY: Kimberly Kopecky

CITY ATTORNEY: J. Grady Randle

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## CITY COUNCIL MEETING MINUTES

### APRIL 21, 2020

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#### I. CALL TO ORDER

*A REGULAR CITY COUNCIL MEETING WAS CALLED TO ORDER BY MAYOR GROFF VIA VIDEOCONFERENCE AT 7:03 P.M. A QUORUM WAS PRESENT.*

#### II. QUORUM & ROLL CALL

##### **COUNCIL MEMBERS PRESENT:**

*AARON GROFF, MAYOR*

*JOEL PATTERSON*

*DEBRA CATES*

*KEVIN WHITE*

*LISA MARTIN*

*KENT POOL*

*KAYE KAHLICH*

*JOHN KELLY*

##### **CITY STAFF PRESENT:**

*ANGELA FRITZ*

*KIMBERLY KOPECKY*

*WES VELA*

*SHARON VALIANTE*

*KRISTI BRASHEAR*

KENNY SEYMOUR  
MARIELA RODRIGUEZ  
KAYLA VILLAGOMEZ  
MEREDITH DUSEK  
GRADY RANDLE  
JACK HARPER  
ZACH GOODLANDER  
CHANDLER MARKS  
BYRON BROWN  
DAN MCGRAW  
MICHAEL MCCOY

**OTHERS PRESENT:**

GEOFF FREEMAN  
DONALD MCCOY  
JEFF MARTIN  
CHARLES ABERNATHY  
ANNA ALDRIDGE  
BRYAN THOMAS  
DANIEL VALDEZ  
JACKIE GILMORE  
MIKE SHELTON  
EVERETT DEAO

**III. INVOCATION- CHARLES ABERNATHY**

*CHARLES ABERNATHY GAVE THE INVOCATION.*

~~IV. PLEDGE OF ALLEGIANCE TO THE U.S. FLAG- I PLEDGE ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA AND TO THE REPUBLIC FOR WHICH IT STANDS, ONE NATION UNDER GOD, INDIVISIBLE, WITH LIBERTY AND JUSTICE FOR ALL.~~

~~V. PLEDGE OF ALLEGIANCE TO THE TEXAS FLAG – HONOR THE TEXAS FLAG; I PLEDGE ALLEGIANCE TO THEE, TEXAS, ONE STATE UNDER GOD, ONE AND INDIVISIBLE~~

*THERE WERE NO PLEDGES.*

**VI. CITIZEN'S COMMENTS-THIS IS AN OPPORTUNITY FOR CITIZENS TO SPEAK TO COUNCIL RELATING TO AGENDA AND NON-AGENDA ITEMS. SPEAKERS ARE ADVISED THAT COMMENTS CANNOT BE RECEIVED ON MATTERS WHICH ARE THE SUBJECT OF A PUBLIC HEARING ONCE THE HEARING HAS BEEN CLOSED. SPEAKERS ARE REQUIRED TO REGISTER IN ADVANCE AND MUST LIMIT THEIR COMMENTS TO THREE (3) MINUTES.**

*NO ONE WISHED TO SPEAK.*

**VII. CITY'S MANAGER'S REPORT – BRIEFINGS OR UPDATES MAY BE PROVIDED REGARDING CITY SERVICES, ADMINISTRATIVE/PERSONNEL MATTERS, REAL ESTATE/DEVELOPMENT,**

*INFRASTRUCTURE, EVENTS, REGULATIONS, COMMUNITY AND INTERGOVERNMENTAL RELATIONS ISSUES.*

**A. UPDATE ON CITY RESPONSE TO COVID-19**

*JACK HARPER SPOKE REGARDING HOW THE DIFFERENT CITY DEPARTMENTS ARE WORKING FROM HOME AND/OR IN THE OFFICE.*

**B. DISCUSSION ON UPCOMING BOARDS & COMMISSIONS VACANCIES**

*JACK HARPER DISCUSSED WITH COUNCIL REGARDING UPCOMING VACANCIES. COUNCIL WOULD LIKE TO TRY TO STILL APPOINT MEMBERS AT THE MAY REGULAR MEETING. APPLICATIONS WILL BE SENT TO CITY COUNCIL ON FRIDAYS FOR THEIR VIEWING.*

**VIII. CONSENT ITEMS-ITEMS LISTED UNDER THE CONSENT AGENDA ARE CONSIDERED ROUTINE AND ARE GENERALLY ENACTED IN ONE MOTION, THE EXCEPTION TO THIS RULE IS THAT A COUNCIL MEMBER(S) MAY REQUEST ONE OR MORE ITEMS TO BE REMOVED FROM THE CONSENT AGENDA FOR A SEPARATE DISCUSSION AND ACTION.**

- A. CONSENT AND APPROVAL OF MINUTES FROM CITY COUNCIL MEETINGS HELD ON MARCH 17, 2020 (REGULAR) AND MARCH 24, 2020 (SPECIAL)**
- B. CONSENT AND APPROVAL OF THE MONTHLY FINANCIAL STATEMENTS FOR THE GENERAL & UTILITY FUNDS**
- C. CONSENT AND APPROVAL OF STREET DEDICATION, UTILITY CONVEYANCE AND SECURITY AGREEMENT FOR POLO RANCH BOULEVARD, PHASE 1 FROM MUD 174**
- D. CONSENT AND APPROVAL OF STREET DEDICATION, UTILITY CONVEYANCE AND SECURITY AGREEMENTS FOR POLO RANCH BLVD PH2 AND LOU WATERS PARKWAY FROM MUD 174**
- E. CONSENT AND APPROVAL OF STREET DEDICATION, UTILITY CONVEYANCE AND SECURITY AGREEMENTS FOR POLO RANCH SECTION 4 FROM MUD 174**
- F. CONSENT AND APPROVAL TO ACCEPT AND AUTHORIZE THE MAYOR TO EXECUTE THE GRANDIN ENERGY UTILITY EASEMENT DEDICATION**
- G. CONSENT AND APPROVAL OF THE FULSHEAR SCHOOL ROAD AND SCHOOL HILL ROAD STREET DEDICATION PRELIMINARY PLAT**
- H. CONSENT AND APPROVAL OF BONTERRA AT CROSS CREEK RANCH SECTION 12 PRELIMINARY PLAT**
- I. CONSENT AND APPROVAL OF THE JORDAN RANCH STREET DEDICATION NO. 8 PRELIMINARY PLAT**
- J. CONSENT AND APPROVAL OF THE JORDAN RANCH STREET DEDICATION NO. 9 PRELIMINARY PLAT**
- K. CONSENT AND APPROVAL OF THE FULBROOK ON FULSHEAR CREEK SECTION 9 FINAL PLAT**
- L. CONSENT AND APPROVAL OF THE FULBROOK ON FULSHEAR CREEK SECTION 10 FINAL PLAT**

- M. CONSENT AND APPROVAL OF THE TAMARRON SECTION 14 FINAL PLAT**
- N. CONSENT AND APPROVAL OF THE TAMARRON SECTION 21 PRELIMINARY PLAT**
- O. CONSENT AND APPROVAL OF THE TAMARRON SECTION 27 PRELIMINARY PLAT**
- P. CONSENT AND APPROVAL OF THE TAMARRON SECTION 15 PRELIMINARY PLAT**

*COUNCIL MEMBER POOL WOULD LIKE TO REMOVE CONSENT ITEMS K, M, N, AND P FOR DISCUSSION.*

*COUNCIL MEMBER MARTIN WOULD LIKE TO REMOVE CONSENT ITEM F FOR DISCUSSION.*

*COUNCIL MEMBER PATTERSON WOULD LIKE TO REMOVE CONSENT ITEM L FOR DISCUSSION.*

*A MOTION WAS MADE BY MAYOR PRO-TEM KAHLICH TO APPROVE CONSENT ITEMS A-E, G, H, I, J, AND O. IT WAS SECONDED BY COUNCIL MEMBER POOL. THE MOTION WAS CARRIED BY THE FOLLOWING (ROLL CALL) VOTE:*

*AYES-       MAYOR PRO-TEM KAHLICH  
              COUNCIL MEMBER CATES  
              COUNCIL MEMBER MARTIN  
              COUNCIL MEMBER KELLY  
              COUNCIL MEMBER PATTERSON  
              COUNCIL MEMBER WHITE  
              COUNCIL MEMBER POOL*

*NAYS-       NONE*

**CONSENT ITEMS K, M, N, AND P**

*ZACH GOODLANDER ANSWERED QUESTIONS REGARDING THESE ITEMS. PLANNING AND ZONING RECOMMENDED APPROVAL WITH THE UPDATE TO THE TITLE OF THE CO-CHAIR.*

*A MOTION WAS MADE BY COUNCIL MEMBER POOL TO APPROVE CONSENT ITEMS K, M, N, AND P. IT WAS SECONDED BY MAYOR PRO-TEM KAHLICH. THE MOTION WAS CARRIED BY THE FOLLOWING (ROLL CALL) VOTE:*

*AYES-       MAYOR PRO-TEM KAHLICH  
              COUNCIL MEMBER CATES  
              COUNCIL MEMBER MARTIN  
              COUNCIL MEMBER KELLY  
              COUNCIL MEMBER PATTERSON  
              COUNCIL MEMBER WHITE  
              COUNCIL MEMBER POOL*

NAYS- NONE

**CONSENT ITEM F**

A MOTION WAS MADE BY MAYOR PRO-TEM KAHLICH TO APPROVE CONSENT ITEM F. IT WAS SECONDED BY COUNCIL MEMBER MARTIN. THE MOTION WAS CARRIED BY THE FOLLOWING (ROLL CALL) VOTE:

AYES- MAYOR PRO-TEM KAHLICH  
COUNCIL MEMBER CATES  
COUNCIL MEMBER MARTIN  
COUNCIL MEMBER KELLY  
COUNCIL MEMBER PATTERSON  
COUNCIL MEMBER WHITE  
COUNCIL MEMBER POOL

NAYS- NONE

**CONSENT ITEM L**

A MOTION WAS MADE BY MAYOR PRO-TEM KAHLICH TO APPROVE CONSENT ITEM L. IT WAS SECONDED BY COUNCIL MEMBER PATTERSON. THE MOTION WAS CARRIED BY THE FOLLOWING (ROLL CALL) VOTE:

AYES- MAYOR PRO-TEM KAHLICH  
COUNCIL MEMBER CATES  
COUNCIL MEMBER MARTIN  
COUNCIL MEMBER KELLY  
COUNCIL MEMBER PATTERSON  
COUNCIL MEMBER WHITE  
COUNCIL MEMBER POOL

NAYS- NONE

**IX. BUSINESS**

- A. **CONSIDERATION AND POSSIBLE ACTION ON RESOLUTION NO. 2020-462, A RESOLUTION CONSENTING TO THE CONTINUATION OR RENEWAL OF THE DECLARATION OF LOCAL DISASTER FOR PUBLIC HEALTH EMERGENCY EXECUTED BY THE MAYOR ON MARCH 19, 2020 AND CONTINUED ON MARCH 24, 2020, FOR A PERIOD OF MORE THAN SEVEN DAYS**

*PER JACK HARPER, THE MAYOR HAS THE AUTHORITY TO CANCEL THE DECLARATION IF THIS SHOULD BE CANCELLED BEFORE MAY 31.*

*A MOTION WAS MADE BY MAYOR PRO-TEM KAHLICH TO APPROVE RESOLUTION NO. 2020-462, CONSENTING TO THE CONTINUATION OF THE DELCARATION OF LOCAL DISASTER FOR PUBLIC*

HEALTH EMERGENCY. IT WAS SECONDED BY COUNCIL MEMBER POOL. THE MOTION WAS CARRIED BY THE FOLLOWING (ROLL CALL) VOTE:

AYES- MAYOR PRO-TEM KAHLICH  
COUNCIL MEMBER CATES  
COUNCIL MEMBER MARTIN  
COUNCIL MEMBER KELLY  
COUNCIL MEMBER PATTERSON  
COUNCIL MEMBER WHITE  
COUNCIL MEMBER POOL

NAYS- NONE

**B. CONSIDERATION AND POSSIBLE ACTION TO APPROVE ORDINANCE NO. 2020-1324, AN ORDINANCE ESTABLISHING RULES AND REGULATIONS IN CITY PARKS**

SHARON VALIANTE SPOKE REGARDING THIS ORDINANCE. THE ORDINANCE ADDRESSES CITY PARK HOURS OF OPERATION, PROVISIONS FOR PET WASTE, PROHIBITS MOTORIZED VEHICLES, PROHIBITS CERTAIN ANIMALS, AND PROHIBITS ALCOHOL, ETC. COUNCIL ASKED QUESTIONS. IT WAS ESTABLISHED THAT COUNCIL WOULD EMAIL THE CITY MANAGER SOME REQUESTED AMENDMENTS TO THIS ORDINANCE.

THIS ITEM DIES FOR LACK OF A MOTION.

NO ACTION TAKEN.

**C. CONSIDERATION AND POSSIBLE ACTION TO APPROVE ORDINANCE NO. 2020-1325 REGARDING FY20 OPERATING & CAPITAL BUDGET AMENDMENT "2"**

JACK HARPER EXPLAINED THE PROJECT MANAGER POSITION WOULD NEED 4<sup>TH</sup> QUARTER FUNDING ONLY.

A MOTION WAS MADE BY MAYOR PRO-TEM KAHLICH TO APPROVE ORDINANCE NO. 2020-1325 REGARDING FY20 OPERATING & CAPITAL BUDGET AMENDMENT 2. IT WAS SECONDED BY COUNCIL MEMBER POOL. THE MOTION WAS CARRIED BY THE FOLLOWING (ROLL CALL) VOTE:

AYES- MAYOR PRO-TEM KAHLICH  
COUNCIL MEMBER CATES  
COUNCIL MEMBER MARTIN  
COUNCIL MEMBER KELLY  
COUNCIL MEMBER PATTERSON  
COUNCIL MEMBER WHITE  
COUNCIL MEMBER POOL

NAYS- NONE

**D. DISCUSSION AND POSSIBLE ACTION ON CAPITAL IMPROVEMENT PROJECTS UPDATE**

*JACK HARPER GAVE AN UPDATE REGARDING CAPITAL IMPROVEMENTS PROJECTS. THERE ARE 3 OPTIONS:*

*OPTION 1: PROCEED AS PLANNED*

*OPTION 2: HOLD OFF ON ALL PROJECTS*

*OPTION 3: (RECOMMENDED OPTION) WAIT A MONTH TO MAKE THE DECISION*

*THE GENERAL CONSENSUS BY COUNCIL WAS TO GO WITH OPTION 3 AND WAIT A MONTH TO MAKE ANY DECISIONS ON CAPITAL IMPROVEMENTS.*

*THERE WAS NO ACTION TAKEN.*

- X. CONSIDERATION AND POSSIBLE ACTION RELATING TO ABSENCES-** IN ACCORDANCE WITH SECTION 3.10 (d) OF THE CITY OF FULSHEAR HOME-RULE CHARTER, PAST ABSENCES DUE TO SICKNESS MAY BE EXCUSED, AND LEAVES OF ABSENCE FOR FUTURE ABSENCES MAY BE GRANTED. ANY ACTION TO EXCUSE A PAST ABSENCE IS DEEMED TO INCLUDE A FINDING THAT THE ABSENCE WAS DUE TO SICKNESS UNLESS THE ACTION INDICATES OTHERWISE.

*COUNCIL MEMBER MARTIN EXPLAINED SHE HAS A POTENTIAL ABSENCE FOR THE NEXT REGULAR MEETING (MAY 19).*

*A MOTION WAS MADE BY MAYOR PRO-TEM KAHLICH TO EXCUSE COUNCIL MEMBER WHITE'S ABSENCE FROM THE MARCH 24, 2020 MEETING. IT WAS SECONDED BY COUNCIL MEMBER CATES. THE MOTION WAS CARRIED BY THE FOLLOWING (ROLL CALL) VOTE:*

*AYES-       MAYOR PRO-TEM KAHLICH  
              COUNCIL MEMBER CATES  
              COUNCIL MEMBER MARTIN  
              COUNCIL MEMBER KELLY  
              COUNCIL MEMBER PATTERSON  
              COUNCIL MEMBER WHITE  
              COUNCIL MEMBER POOL*

*NAYS-       NONE*

*A MOTION WAS MADE BY MAYOR PRO-TEM KAHLICH TO APPROVE AN EXCUSED ABSENCE FOR COUNCIL MEMBER MARTIN FOR THE NEXT REGULAR COUNCIL MEETING (MAY 19). IT WAS SECONDED BY COUNCIL MEMBER WHITE. THE MOTION WAS CARRIED BY THE FOLLOWING (ROLL CALL) VOTE:*

*AYES-       MAYOR PRO-TEM KAHLICH  
              COUNCIL MEMBER CATES  
              COUNCIL MEMBER MARTIN  
              COUNCIL MEMBER KELLY  
              COUNCIL MEMBER PATTERSON*

COUNCIL MEMBER WHITE  
COUNCIL MEMBER POOL

NAYS- NONE

**XI. ADJOURNMENT**

A MOTION WAS MADE BY MAYOR PRO-TEM KAHLICH TO ADJOURN. IT WAS SECONDED BY COUNCIL MEMBER POOL. THE MOTION WAS CARRIED BY THE FOLLOWING (ROLL CALL) VOTE:

AYES- MAYOR PRO-TEM KAHLICH  
COUNCIL MEMBER CATES  
COUNCIL MEMBER MARTIN  
COUNCIL MEMBER KELLY  
COUNCIL MEMBER PATTERSON  
COUNCIL MEMBER WHITE  
COUNCIL MEMBER POOL

NAYS- NONE

MAYOR GROFF ADJOURNED THE MEETING AT 9:07 P.M.

ATTEST:

  
KIMBERLY KOPECKY, CITY SECRETARY



  
AARON GROFF, MAYOR